

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

VS.

**GUILLERMO MONARREZ,
JORGE ROLANDO FLORES,
ALBERTO RODRIGUEZ-RUIZ and
MIGUEL ADRIAN DIAZ,**

Defendants.

8:12CR70

ORDER

This matter is before the court on defendant Guillermo Monarrez's, Jorge Rolando Flores', Alberto Rodriguez-Ruiz's, and Miguel Adrian Diaz's motion for an extension of time to file pretrial motions (Filing Nos. 101, 103, 104, and 102). The motions will be granted upon condition the defendants file the affidavit required by NECrimR 12.1(a) and paragraph 9 of the Progression Order.

IT IS ORDERED:

1. Guillermo Monarrez's, Jorge Rolando Flores', Alberto Rodriguez-Ruiz's, and Miguel Adrian Diaz's motion for an extension of time to file pretrial motions (Filing Nos. 101, 103, 104, and 102) are granted.

2. Guillermo Monarrez, Jorge Rolando Flores, Alberto Rodriguez-Ruiz, and Miguel Adrian Diaz are given until **on or before April 30, 2012**, in which to file pretrial motions pursuant to the progression order. The ends of justice have been served by granting such motion and outweigh the interests of the public and the defendants in a speedy trial. The additional **time** arising as a result of the granting of the motions, i.e., the time between **April 16, 2012, and April 30, 2012**, shall be deemed **excludable** time in any computation of time under the requirement of the Speedy Trial Act for the reason defendants' counsel require additional time to adequately prepare the case, taking into consideration due diligence of counsel, and the novelty and complexity of this case. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(7)(A) & (B).

2. Each defendant shall file the affidavit required by NECrimR 12.1(a) and paragraph 9 of the Progression Order.

DATED this 16th day of April, 2012.

BY THE COURT:

s/ Thomas D. Thalken
United States Magistrate Judge